

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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MAY 11 2001
Technology Center 2100

Re application of:

APPLICANTS: Mousseau et al.

TITLE: System and Method for Pushing Information from a Host System to a Mobile Data Communication Device

SERIAL NO.: 09/783,726

FILING DATE: February 14, 2001

EXAMINER: not yet assigned

GROUP ART UNIT: not yet assigned

ATTORNEY DOCKET NO.: 555255012190

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OFFICE OF PETITIONS
DEPUTY A/C PATENTS

HON. ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

**DECLARATION OF DAVID B. COCHRAN IN SUPPORT OF PETITION
TO MAKE SPECIAL BECAUSE OF ACTUAL INFRINGEMENT**

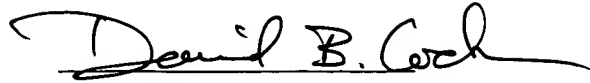
I, David B. Cochran, am the Attorney of Record in this case and make the following declarations:

1. There is an infringing device actually on the market and an infringing method in use.
2. I have made a rigid comparison of the alleged infringing device and method with the claims of the above referenced application. In my opinion, some of the claims are unquestionably infringed.
3. I have a good knowledge of the pertinent prior art. All such material art is already of record, having been filed in an Information Disclosure Statement.

I hereby certify that this correspondence is being deposited today with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231
on 5-1-2001

By: Deborah A. Satoran

Respectfully submitted,

A handwritten signature in cursive script, reading "David B. Cochran". The signature is written in dark ink and is positioned above the printed name and address.

David B. Cochran

Reg. No. 39,142

JONES, DAY, REAVIS & POGUE

901 Lakeside Ave.

Cleveland, Ohio, 44114

Date: 4/30/01